

IN THE UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

IN RE: § CASE NO. 22-50946-MMP
LISA MARIE GARZA §
DEBTOR § CHAPTER 7 CASE

**APPLICATION BY TRUSTEE AND LAW FIRM
OF WHICH TRUSTEE IS A MEMBER TO ACT AS ATTORNEY FOR ESTATE**

This pleading requests relief which may be adverse to your interests.

If no timely response is filed within twenty-one (21) days from the date of service, the relief requested herein may be granted without a hearing being held.

A timely response is necessary for a hearing to be held.

TO THE HONORABLE MICHAEL M. PARKER,
UNITED STATES BANKRUPTCY JUDGE:

JOSE C. RODRIGUEZ, in his capacity as Trustee, (“Applicant”) submits this application (the “Application”) pursuant to 11 U.S.C. §§ 327 and 704 and Rule 2014(a) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”).

1. The Debtor filed this case on August 27, 2022. Jose C. Rodriguez was appointed as the Chapter 7 Trustee and continues to serve in that capacity. This application is filed pursuant to 11 U.S.C. §§ 327 and 704 and Federal Rule of Bankruptcy Procedure 2014 and Local Rule 2014.

2. The Trustee moves for leave to act as the lawyer for the estate to assist the Trustee in the obtaining a court order ratifying a confidential compromise and settlement agreement that was negotiated between Debtor and National Debt Relief, LLC. Nathan Volheim was previously appointed as the attorney for the estate for services rendered in obtaining the Confidential

Settlement Agreement between the Debtor and National Debt Relief, LLC that is sought to be ratified by the services to be provided by Applicant.

3. The Court has jurisdiction over this matter pursuant to 11 U.S.C. § 327(d) which reads: “the court may authorize the Trustee to act as attorney or accountant for the estates if such authorization is in the best interest of the estates.”

4. There is cause to permit the Trustee to employ the firm of which he is a member and such employment is in the best interest of the estate because such employment will result in substantial cost savings, expedited administration and is warranted due to the Trustee’s firm’s existing administrative involvement.

5. Applicant is an attorney at law duly admitted to practice before this Court and other necessary state and federal courts in this jurisdiction and has a particular expertise with regard to bankruptcy and debtor/creditor matters in cases under the Bankruptcy Code.

6. The normal billing rates of applicant at the tie of this application is \$350.00 per hour. Legal Assistants will be billed at an hourly rate of \$95.00 an hour. It is contemplated that the law firm will seek compensation based upon normal and usual hourly billing rates. Applicant is informed and believes that the hourly rates of applicant’s law firm are reasonable in light of the current hourly rates charged by other attorneys in the San Antonio and Austin area.

WHEREFORE Applicant prays that the Law Office of Jose C. Rodriguez, which he is a member, be authorized to act as attorney for the estate with compensation for such legal services to be provided to be paid as an administrative expense in such amounts as this Court may hereafter determine and allow upon application as filed by said attorney. Applicant prays for such other and further relief to which he may show himself justly entitled.

Dated: March 1, 2023

Respectfully submitted,

Law Offices of Jose C. Rodriguez
1101 W. 34th St., #223
Austin, TX 78705
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Fax: (210) 738-8882
Email: jcrodlaw@gmail.com

By: /s/ Jose C. Rodriguez
SBN: 17146450

**PROPOSED COUNSEL FOR
CHAPTER 7 TRUSTEE**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document, along with a copy of the Proposed Order was filed with the Court and served electronically upon those Parties registered to receive electronic notice via the Court's CM/ECF system on the 1st day of March, 2023 or sent by United States First Class Mail within two business days to the Parties as set forth in the attached mailing matrix.

/s/ Jose C. Rodriguez

Label Matrix for local noticing

0542-5

Case 22-50946-mmp

Western District of Texas

San Antonio

Wed Feb 1 10:33:15 CST 2023

Attorney General of Texas

Bankruptcy Collection Division

PO Box 12017

Austin, TX 78711-2017

U.S. BANKRUPTCY COURT

615 E. HOUSTON STREET, ROOM 597

SAN ANTONIO, TX 78205-2055

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860 AIRPORT FREEWAY

401

HURST TX 76054-3264

Bank of America

Bankruptcy

PO Box 660710

Dallas, TX 75266-0710

(p)BARRETT DAFFIN FRAPPIER TURNER & ENGEL LLP

4004 BELT LINE ROAD SUITE 100

ADDISON TX 75001-4320

(p)LINEBARGER GOGGAN BLAIR & SAMPSON LLP

ATTN DON STECKER

112 E PECAN

SUITE 2200

SAN ANTONIO TX 78205-1588

Bexar County Tax Assessor-Collector

PO Box 839950

San Antonio, TX 78283-3950

Cedar Hill National Bank

C/O CATO

PO Box 37902

Charlotte, NC 28237-7902

Christus Santa Rosa Children's Hospital

PO Box 847053

Dallas, TX 75284-7053

Couch Lambert

3501 N Causeway Blvd Suite 800

Metairie, LA 70002-3625

Great Northwest Community Improvement Associ

8809 Timberwilde St

San Antonio, TX 78250-4331

Internal Revenue Service

Centralized Insolvency Operations

PO Box 7346

Philadelphia, PA 19101-7346

LVNV Funding, LLC

Resurgent Capital Services

PO Box 10587

Greenville, SC 29603-0587

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Attn: Lisa Large Evans

2777 N. Stemmons Freeway, Ste 1000

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Lisa Marie Garza

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Mariner Finance

Attn: Bankruptcy 8211 Town Center Drive

Nottingham, MD 21236-5904

Methodist Specialty & Redacted Hosp

Resurgent Capital Services

PO Box 1927

Greenville, SC 29602-1927

NTTA

PO Box 660244

Dallas, TX 75266-0244

Resurgent Capital Services

Attn: Bankruptcy

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Greenville, SC 29603-0497

(p)SECURITY SERVICE FEDERAL CREDIT UNION

ATTN ATTN PATRICK RYAN

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Austin, TX 78711-3127

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US Trustee's Office

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United States Trustee - Western

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Jose C Rodriguez

Jose C. Rodriguez, Trustee

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Nicholas C Inman

Allmand Law

860 Airport Freeway, Ste 401

Hurst, TX 76054-3264

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Allmand Law Firm, PLLC
Allmand Law Firm, PLLC
860 Airport Fwy Ste 401
Hurst, TX 76054-3264

Bank of America, N.A.
c/o BDFTE LLP
4004 Belt Line Rd, Ste 100
Addison, TX 75001

Bexar County
c/o Don Stecker
112 E. Pecan Street, Suite 2200
San Antonio, TX 78205

Security Service FCU
Attn: Bankruptcy
P.O. Box 691510
San Antonio, TX 78269

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)Lisa Marie Garza
9423 Valley Dale
San Antonio, TX 78250-3901

End of Label Matrix	
Mailable recipients	29
Bypassed recipients	1
Total	30